

**FILED**  
**UNDER**  
**SEAL**

NICHOLAS A. TRUTANICH  
United States Attorney  
District of Nevada  
Nevada Bar Number: 13644  
RACHEL KENT  
Special Assistant United States Attorney  
United States Attorney's Office  
501 Las Vegas Boulevard South, Suite 1100  
Las Vegas, Nevada 89101  
702-388-6336

UNITED STATES DISTRICT COURT  
District of Nevada

UNITED STATES OF AMERICA,	)	Case No. 2:19-MJ-00961-EJY
	)	
Plaintiff,	)	
	)	
v.	)	PETITION FOR ACTION
	)	ON CONDITIONS OF
JOSE R. DELGADO, JR.,	)	<u>PRETRIAL RELEASE</u>
	)	
Defendant.	)	

Attached hereto and expressly incorporated herein is a Petition for Action on Conditions of Pretrial Release concerning the above-named defendant prepared by Emily McKillip, U. S. Pretrial Services Officer. I have reviewed that Petition and believe there is sufficient credible evidence which can be presented to the Court to prove the conduct alleged, and I concur in the recommended action requested of the Court.

Dated this 16<sup>th</sup> day of January, 2020.

NICHOLAS A. TRUTANICH  
United States Attorney

By /S/  
RACHEL KENT  
Special Assistant U. S. Attorney

PS 8  
(Revised 12/04)

**UNITED STATES DISTRICT COURT  
for the  
DISTRICT OF NEVADA**

U.S.A. vs. JOSE R. DELGADO, JR.

Docket No. 2:19-mj-00961-EJY

**Petition for Action on Conditions of Pretrial Release**

COMES NOW EMILY McKILLIP, U.S. PRETRIAL SERVICES OFFICER, presenting an official report upon the conduct of defendant Jose R. Delgado, Jr. The defendant initially appeared on December 23, 2019, before U.S. Magistrate Judge Elayna J. Youchah, and was ordered released on a personal recognizance bond with the following conditions of release:

1. The defendant shall report to U.S. Pretrial Services for supervision.
2. The defendant shall not obtain a passport or passport card.
3. The defendant shall abide by the following restrictions on personal association, place of abode, or travel: Travel is restricted to Clark County, NV.
4. The defendant shall maintain current residence and may not move prior to obtaining permission from the Court, Pretrial Services or the supervising officer.
5. The defendant shall maintain or actively seek lawful and verifiable employment and notify Pretrial Services or the supervising officer prior to any change.
6. The defendant shall submit to any testing required by Pretrial Services or the supervising officer to determine whether the defendant is using a prohibited substance. Any testing may be used with random frequency and may include urine testing, the wearing of a sweat patch, a remote alcohol testing system and/or any form of prohibited substance screening or testing. The defendant shall refrain from obstructing or attempting to obstruct or tamper, in any fashion, with the efficiency and accuracy of any prohibited substance testing or monitoring which is/are required as a condition of release.
7. The defendant shall pay all or part of the cost of the testing program based upon his/her ability to pay as Pretrial Services or the supervising officer determines.
8. The defendant shall refrain from use or unlawful possession of a narcotic drug or other controlled substances defined in 21 U.S.C. § 802, unless prescribed by a licensed medical practitioner.
9. The defendant shall not be in the presence of anyone using or possessing a narcotic drug or other controlled substances.
10. The defendant shall refrain from entering the Sunrise Management Area during the pendency of this case.

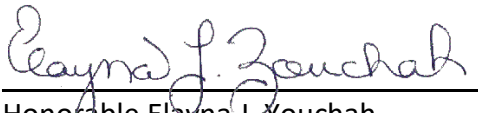
**Respectfully presenting petition for action of Court and for cause as follows:**

1. On December 27, 2019, the defendant failed to submit a drug test when instructed.
2. On January 6, 2020, the defendant stalled when instructed to submit a drug test.
3. On January 7, 2020, the defendant failed to report for a drug test when instructed.
4. On January 13, 2020, the defendant failed to report for a random drug test.
5. On January 15, 2020, the defendant failed to report for a drug test when instructed.
6. On January 15, 2020, the defendant's mother stated the defendant is "nowhere to be found" and is not residing with her.

**PRAYING THAT THE COURT WILL ORDER A WARRANT BE ISSUED BASED UPON THE INFORMATION OUTLINED ABOVE. FURTHER, THAT A HEARING BE HELD TO SHOW CAUSE WHY PRETRIAL RELEASE SHOULD NOT BE REVOKED.**

ORDER OF COURT

Considered and ordered this 17<sup>th</sup> day of January, 2020 and ordered filed and made a part of the records in the above case.

  
Honorable Elayna J. Youchah  
U.S. Magistrate Judge

I declare under penalty of perjury that the information herein is true and correct.  
Executed on this 16<sup>th</sup> day of January, 2020.

Respectfully Submitted,

  
\_\_\_\_\_  
Emily McKillip  
U.S. Pretrial Services Officer  
Place: Las Vegas, Nevada